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8 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 DONALD C HAYES,

11 Plaintiff,

12 v.

13 STATE OF WASHINGTON,
14 DEPARTMENT OF CORRECTIONS,
et al.,

15 Defendants.

CASE NO. 3:16-CV-05095-BHS-DWC

ORDER

16 The District Court has referred this action, filed pursuant to 42 U.S.C. § 1983, to United
17 States Magistrate Judge David W. Christel. Plaintiff filed a “Motion for Sureply (sic) and
18 Response to Document 259,” wherein he files a surreply to Defendants’ Reply to Plaintiff’s
19 Response to Defendants’ Cross-Motion for Summary Judgment. Dkt. 262. Pursuant to Local
20 Rule CR 7(g)(2), surreplies are limited to requests to strike material contained in or attached to a
21 reply brief. “Extraneous argument or a surreply filed for any other reason will not be
22 considered.” *Id*; see also *Herrandez v. Stryker Corp.*, 2015 WL 11714363, at *2 (W.D. Wash.
23 Mar. 13, 2015). As Plaintiff does not request to strike material contained in Defendants’ Reply
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1 and as surreplies are not considered by this Court, the Motion (Dkt. 262) is denied. The Court
2 will not consider Docket Entry 262 when ruling on Defendants' Cross-Motion for Summary
3 Judgment.

4 Dated this 21st day of December, 2017.

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David W. Christel
United States Magistrate Judge

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